

Complainant,

Respondent.

Judge Robert L. Barton, Jr.

(May 1, 1997)

The OCAHO Rules of Practice and Procedure provide that when parties or their authorized representatives enter into a proposed settlement agreement, they may submit to the Judge either a proposed agreement containing consent findings and a proposed decision and order or notify the Judge that the parties have reached a full settlement and have agreed to the dismissal of the action. 28 C.F.R. § 68.14(a).

In this case, the parties have not submitted consent findings. However, the parties have reached a full settlement and, as part of the settlement, Respondent has agreed that its request for hearing is withdrawn. See ¶ 5 of the Settlement Agreement. Therefore, pursuant to 28 C.F.R. § 68.14(a)(2), the Motion to Dismiss is granted, and this case is dismissed with prejudice.

I hereby certify that on this 1st day of May, 1997, I have served the foregoing Order of

Dismissal on the following persons at the addresses shown, by first class mail, unless otherwise noted:

Mimi Tsankov
Assistant District Counsel
Immigration and Naturalization Service
P.O. Box 2669
New York, NY 10008-2669
(Counsel for Complainant)

Myron Wagmeister, President
Royalcraft Trimming Corporation
307 West 36th Street, 5th Floor
New York, NY 10018
(Respondent)

Harry A. De Mell, Esq.
150 Broadway, Suite 1700
New York, NY 10038
(Counsel for Respondent)

Dea Carpenter
Associate General Counsel
Immigration and Naturalization Service
425 "I" Street, N.W., Room 6100
Washington, D.C. 20536

Office of the Chief Administrative Hearing Officer
Skyline Tower Building
5107 Leesburg Pike, Suite 2510
Falls Church, VA 22041
(Hand Delivered)

Linda Hudecz
Legal Technician to Robert L. Barton, Jr.
Administrative Law Judge
Office of the Chief Administrative Hearing Officer
5107 Leesburg Pike, Suite 1905
Falls Church, VA 22041
Telephone No.: (703) 305-1739
FAX NO.: (703) 305-1515